

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JAMES EDWARD SMITH

Plaintiff,

v.

SHASTA COUNTY JAIL, et al.

Defendants.

No. 2:21-cv-00877-JAM-CKD

FINDINGS AND RECOMMENDATIONS

By order filed September 1, 2021, plaintiff's complaint was dismissed and thirty days leave to file an amended complaint was granted. ECF No. 14. Plaintiff was granted an extension of time and the allotted period has now expired. ECF No. 21. However, plaintiff has not filed an amended complaint or otherwise responded to the court's order.

Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days after being served with these findings and recommendations, plaintiff may file written objections with the court. The document should be captioned "Objections to Magistrate Judge's Findings and Recommendations." Plaintiff is advised that failure to file objections within the specified

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time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

Dated: November 18, 2021



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

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